

INTERIM CONVEYANCE

WHEREAS

The Chenega Corporation

is entitled to a conveyance pursuant to Secs. 14(a) and 22(j) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(a), 1621(j), of the surface estate in the following-described lands:

That portion of Mineral Survey No. 929 known as the Ground Hog Lode Claim in Valdez Mining District, District of Alaska, in protracted Sec. 8, T. 1 N., R. 10 E., Seward Meridian, Alaska.

Containing approximately 7 acres.

Seward Meridian, Alaska

T. 3 N., R. 7 E. (Partially Surveyed)  
Secs. 8, 17 and 27 (fractional).

Containing approximately 1,580 acres.

T. 1 N., R. 10 E. (Partially Surveyed)  
Secs. 5 and 8 (fractional), excluding Mineral Survey  
No. 929;  
Sec. 20 (fractional), excluding U.S. Survey No. 1639.

Containing approximately 942 acres.

T. 1 S., R. 8 E. (Partially Surveyed)  
Sec. 2 (fractional);  
Secs. 10, 11, 14 and 15 (fractional);

Sec. 23;  
Sec. 27 (fractional), excluding U.S. Survey No. 4936;  
Sec. 33;  
Sec. 34 (fractional), excluding U.S. Survey No. 2498.

Containing approximately 3,560 acres.

Aggregating approximately 6,089 acres.

Excluded from the above-described lands herein approved for conveyance are the lands covered by tidal waters up to the line of mean high tide. The actual limits of tidal influence for those water bodies, if any, will be determined at the time of survey.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever:

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(f);
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1616(b), the following public easements, referenced by easement identification number (EIN) on the easement maps attached to this document, copies of which will be found in case file AA-8446-EE, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation.

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The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 Foot Trail - The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheel vehicles, and small all-terrain vehicles (ATVs) (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

One Acre Site - The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, all-terrain vehicles (ATVs), snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

- a. (EIN 3 D1) An easement twenty-five (25) feet in width for a proposed access trail from site EIN 3a D1 in Sec. 34, T. 1 S., R. 8 E., Seward Meridian, northwesterly, to public land. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- b. (EIN 3a D1) A one (1) acre site easement upland of the mean high tide line in Sec. 34, T. 1 S., R. 8 E., Seward Meridian, on the shore of Sawmill Bay at the head of trail EIN 3 D1. The uses allowed are those listed above for a one (1) acre site easement.
- c. (EIN 5 D1) An easement twenty-five (25) feet in width for a proposed access trail in Sec. 8, T. 3 N., R. 7 E., Seward Meridian, from EIN 5a D1 located on the north shore of Jackpot Bay, northwesterly generally paralleling the left bank of an unnamed creek, to public lands in Sec. 7, T. 3 N., R. 7 E., Seward Meridian. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

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- d. (EIN 5a D1) A one (1) acre site easement upland of the mean high tide line in Sec. 8, T. 3 N., R. 7 E., Seward Meridian, on the left bank of an unnamed creek at the head of trail EIN 5 D1. The uses allowed are those listed above for a one (1) acre site easement.
- e. (EIN 100 C5) An easement twenty-five (25) feet in width for a proposed access trail from EIN 100a C5 on the shore of Hogan Bay in Sec. 8, T. 1 N., R. 10 E., Seward Meridian, southerly to public lands in Sec. 17, T. 1 N., R. 10 E., Seward Meridian. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- f. (EIN 100a C5) A one (1) acre site easement upland of the mean high tide line on the southwest shore of Hogan Bay in Sec. 8, T. 1 N., R. 10 E., Seward Meridian. The uses allowed are those listed above for a one (1) acre site easement.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

1. Issuance of a patent after approval and filing by the Bureau of Land Management of the official supplemental plat of survey confirming the boundary description and acreage of the lands hereinabove granted;
2. Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958, 48 U.S.C. Ch. 2, Sec. 6(g)), contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. 1601, 1616(b)(2) any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law; and

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3. The following third-party interests, if valid, created and identified by the U.S. Forest Service as provided by Sec. 14(g) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(g):
- a. Special Use Permit 5473.01 issued by the U.S. Forest Service to Mr. Al L. Weathers for a residence (under the Act of June 4, 1897) in Sec. 27, T. 1 S., R. 8 E., Seward Meridian.
  - b. Special Use Permit 5476 issued by the U.S. Forest Service to Eleanor Mathews for a cabin (under the Act of June 4, 1897) in Sec. 34, T. 1 S., R. 8 E., Seward Meridian.
  - c. Road Permit 5568.01 issued by the U.S. Forest Service to Prince William Sound Aquaculture Corporation to be renewed annually from October 15, 1982 for a 750 foot right-of-way to enable servicing of a pipeline from San Juan Lake which is under Federal Energy Regulatory Commission (FERC) license.
4. The following third-party interest, created and identified by the Federal Energy Regulatory Commission (formerly the Federal Power Commission), as provided by Sec. 14(g) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1613):
- Issuance of an annual license from the FERC authorizing the continued operation and maintenance of Power Project 2251 for the New England Fish Company (now operating as Prince William Sound Aquaculture Corporation). The issuance of the license is subject to the terms and conditions of the original license, a copy of which can be found in Power Project 2251 case file; and
5. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(c) that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

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IN WITNESS WHEREOF, the undersigned authorized officer of the Bureau of Land Management has, in the name of the United States, set her hand and caused the seal of the Bureau to be hereunto affixed on this 12th day of August, 1986, in Anchorage, Alaska.

UNITED STATES OF AMERICA

  
Chief, Branch of ANCSA  
Adjudication

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